

## REMARKS

After entry of the amendment, claims 59-77 are pending in the application. No issues of new matter should arise and entry of the amendment is respectfully requested. Reconsideration of the application, as amended, is also respectfully requested.

Claims 33-58 were rejected under the judicially created doctrine of obviousness double patenting.

Claims 33-52, and 58 were objected to under 37 CFR 1.75(c) as being in improper form.

Claims 33-58 were rejected under 35 USC §112, first paragraph.

In view of the cancellation of claims 33-58, the various rejections of and objections to claims 33-58 are rendered moot.

Support for claims 59-77 is found in the specification at least page 58, line 4 to page 61, line 4. Here, the specification discloses that interference from broadcast sources can be encountered when simultaneously transmitting the same signal over two different, non-overlapping channels. An exemplary channel spacing, using adjacent 7 MHz channels, is disclosed, with two of the channels chosen for transmission. When the two chosen channels are adjacent (e.g., 7 to 14 and 14 to 21, or 14 to 21 and 12 to 28), and the video signals are 6 MHz wide (as is common), the signals will be spaced apart by 1 MHz, which is less than 10% of 14 MHz bandwidth separating the highest and lowest frequencies. Control of the transmission is also disclosed.

Serial No. 09/863,061

INVENT/OFFICIAL

Attorney Docket No.: 112152-124US9

Amdt. dated August 28, 2003

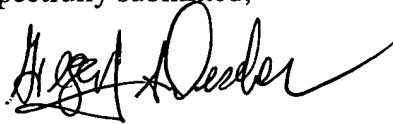
Reply to Office Action of April 28, 2003

**Authorization**

The Commissioner is hereby authorized to charge any additional fees which may be required for this Amendment, or credit any overpayment to deposit account no. 08-0219.

In the event that an additional petition for an extension of time is required (beyond what is authorized by the Petition for Extension of Time submitted herewith), the Commissioner is requested to grant another petition for that extension of time which is required to make this response timely and is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to deposit account no. 08-0219.

Respectfully submitted,



Gregory S. Discher

Registration No. 42,488

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Hale and Dorr LLP  
1455 Pennsylvania Avenue, NW  
Washington, DC 20004

Phone: 202-942-8400